

HUMAN SERVICES DEPARTMENT[441]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 249A.4, the Department of Human Services proposes to amend Chapter 92, “IowaCare,” Iowa Administrative Code.

Federally qualified health centers designated as IowaCare medical home providers have expressed concern about their limited ability to provide medically necessary care to IowaCare members. Federally qualified health centers without on-site laboratory or radiology services have to pay outside sources in order to provide those services to IowaCare members. Also, IowaCare does not cover home health services, durable medical equipment or rehabilitation and therapy services that may be needed by a member recovering from an inpatient stay. Failure to provide these services may result in readmission to the hospital.

In response to these concerns, the Eighty-Fourth General Assembly has created two new capped funding pools, a care coordination pool and a laboratory test and radiology pool, to help medical homes defray the cost for medically necessary care not otherwise covered under IowaCare. These amendments:

- Establish covered services to be reimbursed through the new funding pools;
- Establish protocols for referral of IowaCare members to another provider;
- Make a technical correction to clarify that members are assigned to, rather than enrolled in, medical homes;
- Require IowaCare providers to develop a process to improve communication and resolve care disputes when referring members for specialty and hospital care.

These amendments were also Adopted and Filed Emergency and are published herein as **ARC 9728B**. The purpose of this Notice is to solicit comment on that submission, the subject matter of which is incorporated by reference.

Any interested person may make written comments on the proposed amendments on or before September 27, 2011. Comments should be directed to Mary Ellen Imlau, Bureau of Policy Coordination, Department of Human Services, Hoover State Office Building, 1305 East Walnut Street, Des Moines, Iowa 50319-0114. Comments may be sent by fax to (515)281-4980 or by E-mail to policyanalysis@dhs.state.ia.us.

These amendments do not provide for waivers in specified situations. Requests for the waiver of any rule may be submitted under the Department’s general rule on exceptions at 441—1.8(17A,217).

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code chapter 249J and 2011 Iowa Acts, House File 649, section 35, subsections 6 and 7.